

PATENT
Reissue
Serial No: 10/811,794
Docket No. A042 P00992-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SWAN, Richard E.)
Serial No: 10/811,794)
Filed: March 29, 2004)
Title: MODULAR SLEEVE YOKE)
Docket No: A042 P00992-US1)

SUPPLEMENTAL REISSUE DECLARATION BY THE INVENTOR

I HEREBY DECLARE THAT:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventor named below to be the original and first inventor of the subject matter, which is described and claimed in U.S. Patent No. 6,499,245, granted December 31, 2002 and for which a reissue patent is sought on the invention entitled MODULAR SLEEVE YOKE, the specification of which was filed on March 29, 2004 as Reissue Application No. 10/811,794, and is amended concurrently herewith.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative by reason of the patentee claiming less than he had the right to claim in the patent.

At least one error upon which reissue is based is described below:

- 1) The Applicant's attorney failed to appreciate the full scope of the invention. Claims 1 and 6 are directed to a modular sleeve for attaching modular enhancements to a firearm, each reciting a universal receiver sleeve, an upper handguard, a lower handguard and a U-shaped device (yoke). The invention lies, at least in part, in the unique clamping arrangement of the yoke and the upper handguard. However, each of the claimed elements is described with narrow specificity and includes details entirely unrelated and unnecessary to define the underlying yoke invention. Failing to appreciate the full scope of the invention relating to the yoke element and its unique role in engaging the barrel nut and supporting the upper handguard on the upper receiver, the Applicant's attorney too narrowly defined the universal receiver sleeve, the upper handguard, the bottom handguard and the U-shaped device (yoke). By including overly narrow limitations in the peripheral elements and in the yoke itself, in the independent claims, all of the claims are rendered wholly or partially inoperative for protecting the full scope of the invention.
- 2) Claims 3, 4 and 5 each claimed dependency from the immediately preceding claim, and unnecessarily limited dependent claim coverage extending from claim 1.
- 3) Claims 7, 8, 9 and 10 each claimed dependency from the immediately preceding claim, and unnecessarily limited dependent claim coverage extending from claim 6.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

Please direct all communications about the application to the address associated with Customer No. 03017.

I hereby declare that all statements made herein are of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine imprisonment, or both, under 18 USC 1001, and that such willful false statements may jeopardize that validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.



Date: 3/22/06

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